

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F037354 People v. Lopez

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F037354 People v. Lopez

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F035122 People v. Castaneda

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F038824 Danielle S. v. The Superior Court of Merced County; Merced Co. Dept. of Human Services

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F033539 People v. Cottrell

F037604 In re Cottrell on Habeas Corpus

The case is remanded for calculation and award of presentence custody credit. In all other respects, the judgment is affirmed. The petition for writ of habeas corpus is denied. Ardaiz, P.J.

We concur: Harris, J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F035169 People v. Powell

The judgment is affirmed. Cornell, J.

We concur: Buckley, Acting P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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F036929 People v. Degrate

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F036929 People v. Degrate

The judgment is reversed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F037517 In re Luis T., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F037517 In re Luis T., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F036300 People v. Caudle

Pursuant to this court's order of September 6, 2001, and the failure of appellant to file in this court a supplemental brief, this court deems appellant to have agreed that the opinion filed on August 10, 2001, be refiled.

The Clerk Administrator of this court is authorized to refile the opinion filed on August 10, 2001, on or about the date of this order.

F036300 People v. Caudle

The sentence imposed on count 2 is ordered stayed pursuant to Penal Code section 654. In all other respects the judgment is affirmed. The trial court is ordered to prepare a new abstract of judgment and provide a copy to the Department of Corrections.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F035230 People v. Sullivan

The judgment is affirmed. Cornell, J.

We concur: Buckley, Acting P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F037245 People v. Brock

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F037245 People v. Brock

The judgment is reversed and the cause remanded to the superior court. That court is directed to vacate the guilty plea if appellant makes an appropriate motion within 30 days after the remittitur is issued. In that event, the superior court should reinstate the charges contained in the first amended information, if the prosecution so moves and proceed to trial or make other appropriate dispositions. If no such motion to vacate the guilty plea is filed by appellant, the trial court is directed to reinstate the original judgment, modified to strike that portion requiring appellant to submit to an HIV test.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F038492 Western Warehousing and Distributing, Inc. et al. v. Pursell Industries, Inc. et al.

Appellant Pursell Industries, Inc. having failed to perform the acts necessary to procure the record after the clerk of the trial court issued notice pursuant to the provisions of rule 10(c), California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed as to Pursell Industries, Inc.

F034157 People v. Lynch

The judgment is affirmed. Cornell, J.

We concur: Buckley, Acting P.J.; Levy, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F039008 People v. Fonville

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F037925 In re Marriage of Manuel and Eleanor Ann Ribeiro

Ribeiro v. Mello (aka Ribeiro)

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.